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7 Attorneys for Defendant  
LOGITECH, INC.

8  
9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**  
11 **SAN FRANCISCO DIVISION**

12 JAMES PORATH, individually on behalf of all  
13 others similarly situated individuals,

14 Plaintiffs,

15 v.

16 LOGITECH, INC., a California corporation,

17 Defendant.

Case No. 3:18-cv-03091-WHA-DMR

**STIPULATION AND ORDER (AS MODIFIED)  
CONTINUING TELEPHONIC  
PRE-SETTLEMENT CONFERENCE  
FROM APRIL 5, 2019 UNTIL AUGUST  
5, 2019**

Complaint Filed: May 23, 2018

Magistrate Judge: Honorable Donna M. Ryu

1 Plaintiff James Porath (“Plaintiff”) and defendant Logitech, Inc. (“Logitech”)  
2 (collectively, the “Parties”) by and through their respective counsel of record, enter into the  
3 following stipulation to continue the telephonic pre-settlement conference before Magistrate  
4 Judge Donna M. Ryu, currently set for April 5, 2019, pursuant to the following record:

5 WHEREAS, on November 5, 2018, a settlement conference in this case was scheduled  
6 for May 2, 2019, at 10:00 a.m., in front of the Honorable Judge Donna M. Ryu (ECF No. 32);

7 WHEREAS on February 13, 2019, the United States Court of Appeals for the Ninth  
8 Circuit granted Logitech’s emergency motion to stay the above-captioned proceedings pending  
9 resolution of a petition for a writ of mandamus that Logitech filed with the Ninth Circuit (*See*  
10 Case No. 19-70248, at ECF No. 3);

11 WHEREAS, on March 18, 2019, due to a scheduling issue, the Court continued the  
12 Settlement Conference set for May 2, 2019 at 10:00 a.m., and instead set a pre-settlement  
13 conference telephone call for April 5, 2019 at 11:30 a.m. to discuss timing and preparation for an  
14 in-person settlement conference (ECF No. 48);

15 WHEREAS, on March 21, 2019, the Ninth Circuit indicated that it would set the oral  
16 argument on Logitech’s petition for a writ of mandamus for July, August, or September of 2019  
17 (Case No. 19-70248, at ECF No. 9);

18 WHEREAS, the Ninth Circuit has not yet set a date for oral argument, and the district  
19 court proceedings remain stayed;

20 WHEREAS, the Parties have met and conferred and have agreed that in light of the above  
21 record, it is in the interest of judicial economy to continue the pre-settlement telephone  
22 conference until August 5, 2019, or a date thereafter as is convenient to the Court, at which point  
23 the parties may have additional information about the status of the mandamus petition and when  
24 the Ninth Circuit intends to hear oral argument;

25 WHEREAS, the Parties have not previously sought a continuation of any settlement or  
26 pre-settlement conference; and

27 WHEREAS, the continuation of the pre-settlement conference telephone call will not  
28

1 impact any previously scheduled dates in this matter;

2 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between  
3 the Parties and through their respective counsel, subject to approval from the Court, that:

4 1. The pre-settlement telephone conference currently set for April 5, 2019 will be  
5 continued until August 5, 2019, or on another date thereafter that is available on the Court's  
6 calendar.

7  
8 Dated: April 2, 2019

EDELSON PC  
Rafey Balabanian  
Todd Logan

11 By: /s/ Todd Logan  
Todd Logan  
12 *Attorneys for Plaintiff and the Putative Class*

13  
14  
15 Dated: April 2, 2019

MAYER BROWN LLP  
Dale J. Giali  
Keri E. Borders  
Rebecca B. Johns

18  
19 By: /s/ Dale J. Giali  
Dale J. Giali  
20 *Attorneys for Defendant Logitech, Inc.*

**ATTESTATION**

I, Dale J. Giali, hereby attest, pursuant to N.D. Cal. Local Rule 5-1(i)(3) that concurrence to the filing of this document has been obtained from each signatory.

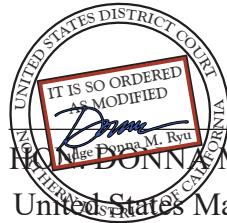
By: /s/ Dale J. Giali  
Dale J. Giali  
Attorneys for Defendant Logitech, Inc.

**ORDER (AS MODIFIED)**

Pursuant to stipulation, it is **SO ORDERED** that:

1. The pre-settlement telephone conference currently set for April 5, 2019 at 11:30 a.m. is continued until August 5, 2019 at 11:30 a.m. Counsel shall use the same call-in information that has been provided to them via e-mail on March 18, 2019 by Judge Ryu's Courtroom Deputy.

DATED: April 3, 2019



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DONNA M. RYU

United States Magistrate Judge